

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

STATE OF NEW YORK, *et al.*,

Plaintiffs,

v.

DONALD J. TRUMP, *in his
official capacity as President of
the United States, et al.*,

Defendants.

25-CV-01144 (JAV)

**UNOPPOSED MOTION OF *AMICI CURIAE* FORMER TREASURY DEPARTMENT
OFFICIALS FOR LEAVE TO FILE AN *AMICUS BRIEF* IN SUPPORT OF
PLAINTIFFS' MOTION FOR A PRELIMINARY INJUNCTION**

Amici curiae, a group of former Treasury Department officials, respectfully request leave to file the attached proposed *amicus* brief in support of Plaintiffs' motion for a preliminary injunction (Exhibit A). *Amici* also submit a proposed order (Exhibit B). Plaintiffs have consented to the filing of this brief. Defendants have stated that they take no position on this motion. In support of this motion, *amici* state as follows:

Amici are ten former United States Treasury officials with substantial experience and knowledge concerning the Bureau of Fiscal Services ("BFS") payment systems at issue in this action. *Amici* have been following with great interest and concern recent public reports about efforts by the "Department of Government Efficiency" ("DOGE") to gain access to BFS payment systems.

Amici's practical experience with BFS provides them with "unique information or perspective that can help the court beyond the help that the lawyers for the parties are able to

provide.” *Auto. Club of N.Y., Inc. v. Port Auth. of N.Y. & N.J.*, 2011 WL 5865296, at *2 (S.D.N.Y. Nov. 22, 2011) (quotations omitted). *Amici* have years of experience with BFS, and, as detailed further in the proposed *amicus* brief, they have an informed perspective on the unique role that BFS plays and the threats posed by Defendants’ conduct. The proposed *amicus* brief will therefore assist the Court in assessing Plaintiffs’ motion for a preliminary injunction. Yesterday, the District Court for the District of Columbia granted *amici* leave to file a similar brief in a similar challenge to DOGE’s attempt to gain access to BFS payment systems. *See Order, All. for Retired Americans v. Bessent*, No. 25-cv-313 (D.D.C. Feb. 12, 2025), ECF No. 22.

CONCLUSION

For the foregoing reasons, the Court should grant *amici* leave to file their proposed *amicus* brief.

Date: February 13, 2025

Respectfully submitted,

/s/ Gregory L. Diskant

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CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2025, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will provide electronic notice and an electronic link to this document to all attorneys of record.

/s/ Gregory L. Diskant

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